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\* Admitted in NY only  
\*\* Passed the Patent Bar Examination  
\*\*\* Admitted in TX only

December 13, 2001

Commissioner for Patents  
Box Missing Parts  
Washington, D.C. 20231

Re: U.S. Patent Application Serial Number 09/921,994  
Title: *Novel EBI-3-ALT Protein and Nucleic Acid  
Molecules and Uses Therefor*  
Inventor: Michael R. Bowman  
Filed: August 3, 2001  
Attorney Docket No.: GIN-5381

Dear Sir:

I enclose herewith for filing in the above-identified application the following:

1. Response to Notice to File Missing Parts of Application (*in duplicate*);
2. Executed Declaration, Petition and Power of Attorney (6 pages);
3. Copy of Notice to File Missing Parts of Non-provisional Application;
4. Check in the amount of \$974.00 (consisting of \$134.00 extra claims fee, \$710.00 application filing fee and \$130.00 surcharge/late filing fee); and
5. Acknowledgment postcard.

Please charge any deficiencies associated with this communication to our Deposit Account No. 12-0080. The undersigned requests any extensions of time necessary to respond. *A duplicate of this sheet is enclosed.*

<p><b>Certificate of First Class Mailing (37 CFR 1.8(a))</b> I hereby certify that this correspondence is deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Box Missing Parts, Washington, D.C. 20231 on:</p> <p>December 13, 2001 Date</p> <p>Debra J. Milasincic, Esq., Reg. No. 46,931</p>
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Respectfully submitted,  
LAHIVE & COCKFIELD, LLP

Debra J. Milasincic, Esq.  
Reg. No. 46,931



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: **Michael R. Bowman**

Serial No.: 09/921,994

Filed: August 3, 2001

For: "Novel EBI-3-ALT Protein and  
Nucleic Acid Molecules and Uses Therefor"

Attorney Docket No.: GIN-5381

Group Art Unit: Not Yet Assigned

Examiner: Not Yet Assigned

Commissioner for Patents  
Box Missing Parts  
Washington, D.C. 20231

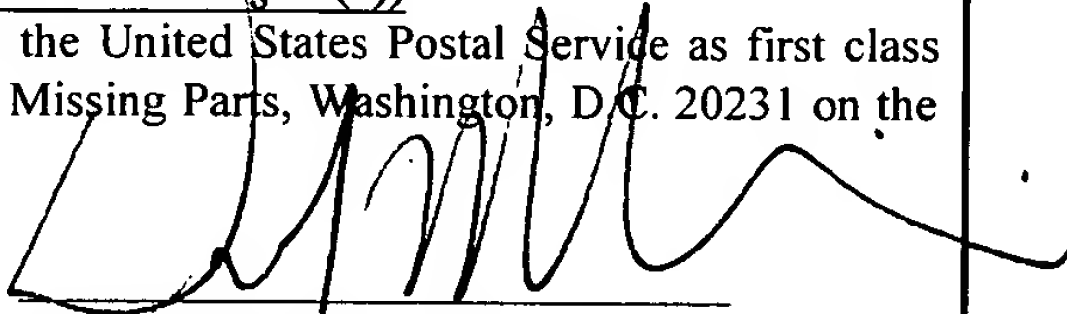
**Certificate of First Class Mailing under 37 CFR §1.8(a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Box Missing Parts, Washington, D.C. 20231 on the date set forth below.

December 13, 2001

Date of Signature and of Mail Deposit

By:

  
Debra J. Milasincic, Esq.  
Reg. No. 46,931  
Attorney for Applicants

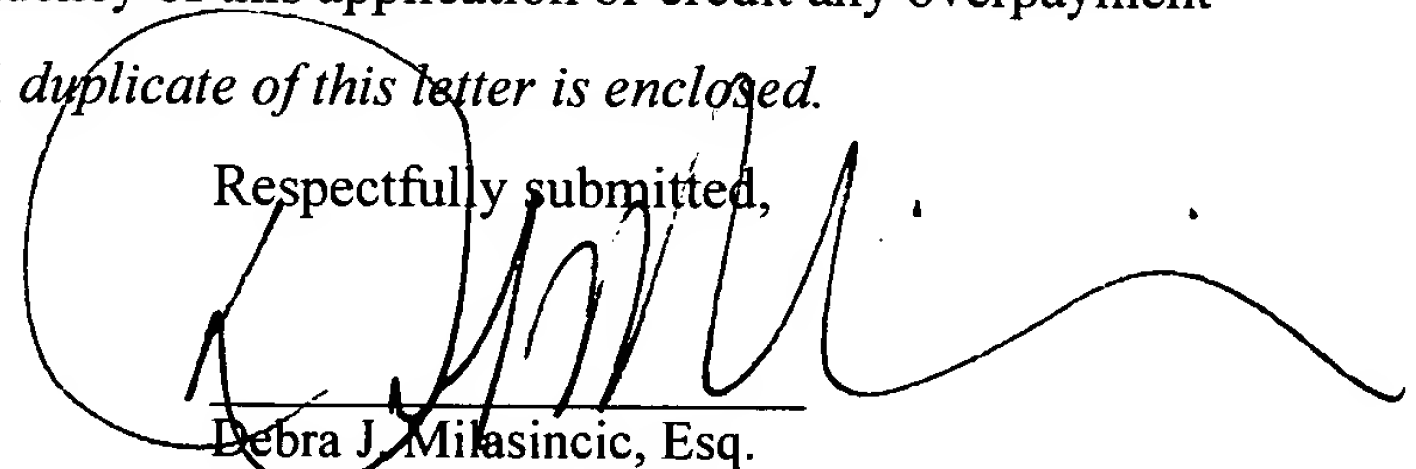
**RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION**

Dear Sir:

Responsive to the Notice to File Missing Parts of Application dated October 19, 2001, Applicant's attorney submits herewith an executed Declaration, Petition and Powers of Attorney for Patent Application for the above-identified patent application. A check in the amount of \$974.00 is enclosed to cover the total amount owed by Applicant including \$130.00 surcharge, \$710.00 basic filing fee, \$134.00 additional claim fee for 1 independent claim over 3 and 3 total claims over 20. A copy of the Notice to File Missing Parts of Non-Provisional Application is also enclosed.

The Commissioner is hereby authorized to charge payment of any fees under 37 C.F.R. 1.16 and 1.17 during the pendency of this application or credit any overpayment to Deposit Account No. 12-0080. *A duplicate of this letter is enclosed.*

Respectfully submitted,

  
Debra J. Milasincic, Esq.  
Registration No. 46,931  
Attorney for Applicant

LAHIVE & COCKFIELD, LLP  
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## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/921,994	08/03/2001	Michael R. Bowman	GIN-5381

000959  
LAHIVE & COCKFIELD  
28 STATE STREET  
BOSTON, MA 02109

CONFIRMATION NO. 7090

## FORMALITIES LETTER



\*OC000000006936870\*

Date Mailed: 10/19/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$134.
  - \$54 for 3 total claims over 20.
  - \$80 for 1 independent claims over 3 .
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 974.**

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

01/16/2002 VTRUONG1 00000069 120080 09921994

01 FC:101	740.00 OP
02 FC:102	84.00 OP
03 FC:103	54.00 OP
04 FC:105	34.00 CH 96.00 OP